IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

)
8:09CR361
)
) ORDER)

This matter is before the Court on plaintiff's motion for dismissal (Filing No. $\underline{42}$). The Court finds the motion should be granted. Accordingly,

IT IS ORDERED that plaintiff's motion is granted; the indictment is dismissed without prejudice as to defendant Chad A. Powers.

DATED this 30th day of June, 2010.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court